

Detroit Edison

Right of Way Agreement

#36 REG/DEEDS PAID
0001 AUG.19'87 11:15AM
1600 MISC 11.00

July 31, 19 87

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the States of Michigan and New York, of 2000 Second Avenue, Detroit, Michigan 48226 and the Metrovision of Oakland County, A Michigan Corporation, 37635 Enterprise Ct., Farmington Hills, MI hereinafter referred to as "UTILITIES", the easement and right to erect, lay, maintain, reconstruct and replace 48018 underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories which may from time to time be required in, under, upon, over and across the land located in the City of Farmington Hills, Oakland County, Michigan, and more particularly described on the attached Appendix "A", with the full right to the UTILITIES of ingress and egress upon said land for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the easements herein described.

Said easements shall be Ten (10') feet in width unless otherwise indicated and their route is described as follows:

#1

In order to provide for the proper maintenance and protection of UTILITIES, the undersigned covenant and agree that:

1. The easements will be graded to within four (4) inches of final grade before the UTILITIES lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around above ground UTILITIES' equipment.
2. No buildings or structures other than UTILITIES equipment are to be placed within the easements herein granted. No excavation is to be permitted within said easement without approval of UTILITIES.
3. No shrubs or foliage shall be planted or grown within five (5) feet of the front door of transformers or switching cabinet enclosures. UTILITIES shall not be responsible to Owners for damages to or removal of trees or plant life planted in front of said door or within the easement causing an interference with UTILITIES maintenance of their equipment.
4. If the lines of facilities of UTILITIES are damaged by the acts of Owners, their agents, employees or contractors, repairs shall be made by the Utility company so damaged at the cost and expense of Owners. Owners are defined as those persons owning the land at the time the damage occurred.

THIS GRANT is declared to be binding upon the heirs, successors, lessees, licenses and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand and seal on this date.

DECO 2

Witnesses:

SAMI J. HARB
Sami Mummellen
Sami Mermullen

Grantors:

Samuel Karp
 SAMUEL KARP, PRESIDENT
 Farmington Glens Development, Inc.

11.00

Prepared By: Walter E. Touchie
 The Detroit Edison Company
 30400 Telegraph Road, #264
 Birmingham, MI 48010

Address: _____

RECORDED RIGHT OF WAY NO. 37427

Witnesses:

Farmington Glens Development Company, Inc.
32961 Middlebelt Road
Farmington Hills, MI 48018

[Signature]
SAMI J. HARB
[Signature]
Sam. McMullen

[Signature]
Samuel Karp, President

State of Michigan)
County of Oakland)SS.

Personally came before me this 31st day of July, 1987, SAMUEL KARP, President, of the above named corporation to me known to be the person who executed the foregoing instrument, and to me known to be such President of said corporation and acknowledged that he executed the foregoing instrument as such officer as the free act and deed of said corporation, by its authority.

My Commission Expires:

May 18, 1991

[Signature]
DIANE S. COLBERT

Notary Public, Oakland County, Michigan

Appendix "A"

Proposed Farmington Glens Sub'n No. 3, part of the S 1/2 of Section 6, T1N., R9E., City of Farmington Hills, Oakland County, Michigan, more particularly described as: commencing at the SE corner of Section 6, T1N., R9E., and proceeding th alg the south line of said Section 6, S 89°43'42" W., 1,639.99' to a point on a line common to the boundaries of Farmington Glens Sub'n, recorded in Liber 190, Plats, Pages 9, 10, 11, 12, and 13, Oakland County Records and Farmington Glens Sub'n No. 2, recorded in Liber , Plats, Pages , , and , Oakland County Records, th alg said common boundary N 00°16'18" W., 250.00'; and N 89°43'42" E., 17.00'; and N 00°16'18" W., 120.00' to the point of beginning of the parcel herein described; th alg the boundary of said Farmington Glens Sub'n No. 2, N 73°30'40" W., 134.21'; and N 47°00'00" W., 409.29'; and N 66°45'30" W., 146.23'; and N 70°02'36" W., 60.82'; and N 83°05'00" W., 86.31; and due west 104.16'; and N 89°53'49" W., 80.64'; and N 85°03'00" W., 74.18'; and N 77°43'00" W., 74.18'; and N 70°23'00" W., 74.18'; and N 63°03'00" W., 74.18'; and N 55°43'00" W., 74.18' and N 42°52'16" W., 64.65' and N 15°18'15" E., 51.29'; and N 47°02'20" E., 129.00'; and on a curve to the right, radius 400.00'; central angle 11°25'40" (the chord of said curve bears N 37°14'50" W., 79.65') a distance of 79.78'; and N 58°28'00" E., 120.00'; and N 63°28'27" E., 925.63'; to a point on the boundary of Farmington Grove, a subdivision recorded in Liber 187, Plats, Pages 8, 9, and 10, Oakland County Records, thence alg said boundary S 75°00'00" E., 290.38'; and N 76°36'00" E., 188.64'; and S 42°35'09" E., 49.37'; and S 56°55'53" E., 397.78' and S 35°38'04" E., 127.39'; and S 17°25'00" E., 155.45';

th alg the boundary of said Farmington Glens Sub'n, S 72°35'00" W., 120.00'; and N 17° 25'00" W., 22.45'; and S 72°35'00" W., 180.00'; and N 32°35'26" W., 39.39'; and S 29° 37'00" W., 217.46' and S 14°39'48" W., 137.15'; and S 04°15'39" E., 93.93'; and S 00°16'18" E., 153.53'; and S 36°49'42" W., 122.36'; and S 77°21'40" W., 63.55'; and S 89°43'42" W., 80.00' to the point of beginning, consisting of 67 lots numbered 139 through 205, both inclusive and one park (private park) and containing 30.829 acres.

SIDWELL NO. 23-06-400-613
" " " 019 - SE 14

RECORDED RIGHT OF WAY NO. 37407

MEMORANDUM ORDER

ON GENERAL USE
C.F. 501-1080 (Rev. 7-77) 11-81

TO JOHN SLOMCZENSKI

DATE 8-7-81

TIME

RECORDED
INDEXED

Re: Underground Service FARMINGTON GLENS NO. 3

Agreement and Easements obtained - OK to proceed with construction.

COPIES TO:

SIGNED

Walter E. Touche

Emer V. Racine, Representative
of State, Rights of Way & Claims
264 Oakland Division Headquarters

DATE RETURNED

TIME

SIGNED

MEMORANDUM ORDER
FOR GENERAL USE
DE FORM MS 77 12-53

TO Records Center

DATE 9-8-87 TIME _____

Please set up R/W file for: FARMINGTON GLENS SUB NO 3

Being a part of South 1/2 of Section 6, CITY OF FARMINGTON
Oakland County, Michigan

COPIES TO: _____

SIGNED

Omer V. Racine

Omer V. Racine
267 Oakland Div. Hqters

REPORT _____

RECORDED
INDEXED
BY NO
7/1/87

DATE RETURNED _____

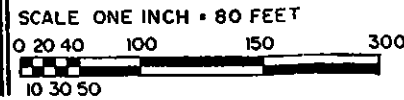
TIME _____

SIGNED _____

FARMINGTON GLENS SUB'N NO. 3,

PART OF THE S. 1/2 OF SECTION 6, T. 1 N., R. 9 E.

CITY OF FARMINGTON HILLS, OAKLAND COUNTY, MICHIGAN.



PROPOSED APPENDIX "B"

RECORDED RIGHT OF WAY NO. 37427

NOTE: Entire park is subject to permanent easement for surface drainage, storm water detention and storm sewer.

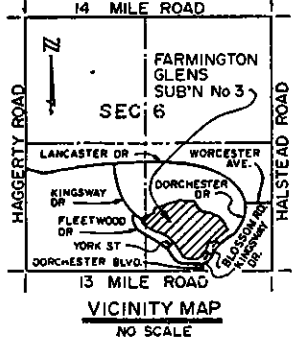
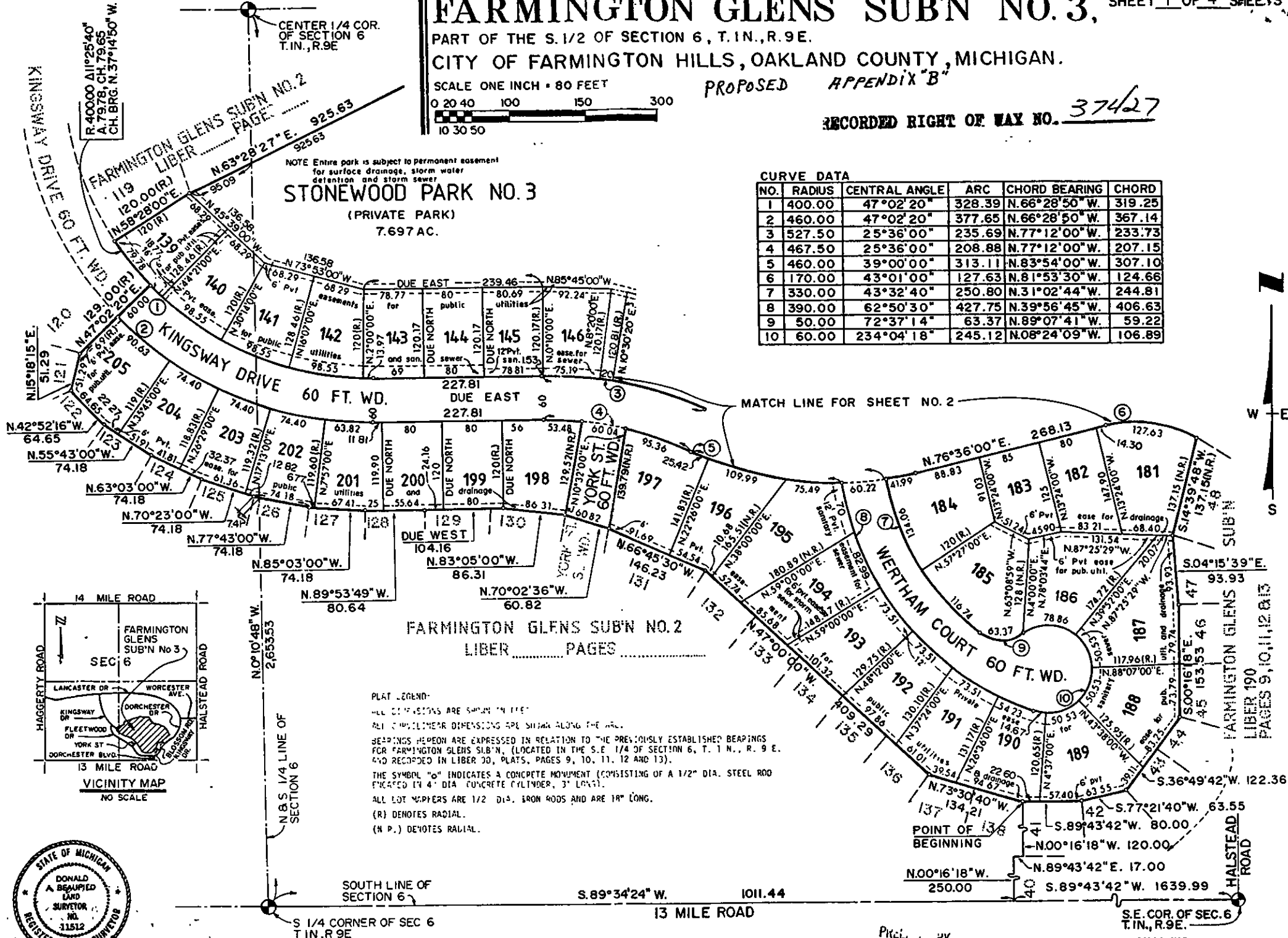
STONEWOOD PARK NO. 3

(PRIVATE PARK)
7.697 AC.

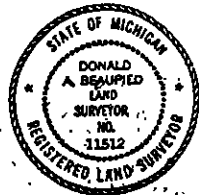
CURVE DATA

NO.	RADIUS	CENTRAL ANGLE	ARC	CHORD BEARING	CHORD
1	400.00	47°02'20"	328.39	N.66°28'50" W.	319.25
2	460.00	47°02'20"	377.65	N.66°28'50" W.	367.14
3	527.50	25°36'00"	235.69	N.77°12'00" W.	233.73
4	467.50	25°36'00"	208.88	N.77°12'00" W.	207.15
5	460.00	39°00'00"	313.11	N.83°54'00" W.	307.10
6	170.00	43°01'00"	127.63	N.81°53'30" W.	124.66
7	330.00	43°32'40"	250.80	N.31°02'44" W.	244.81
8	390.00	62°50'30"	427.75	N.39°56'45" W.	406.63
9	50.00	72°37'14"	63.37	N.89°07'41" W.	59.22
10	60.00	234°04'18"	245.12	N.08°24'09" W.	106.89

LIBER 10069 855



PLAT LEGEND:
 ALL DIMENSIONS ARE SHOWN IN FEET.
 ALL DIMENSIONAL DIMENSIONS ARE SHOWN ALONG THE ARC.
 BEARINGS HEREON ARE EXPRESSED IN RELATION TO THE PREVIOUSLY ESTABLISHED BEARINGS FOR FARMINGTON GLENS SUB'N, (LOCATED IN THE S.E. 1/4 OF SECTION 6, T. 1 N., R. 9 E. AND RECORDED IN LIBER 100, PLATS, PAGES 9, 10, 11, 12 AND 13).
 THE SYMBOL "Ø" INDICATES A CONCRETE MONUMENT (CONSISTING OF A 1/2" DIA. STEEL ROD ENCASED IN 4" DIA. CONCRETE CYLINDER, 3" LONG).
 ALL LOT MARKERS ARE 1/2" DIA. IRON RODS AND ARE 18" LONG.
 (R) DENOTES RADIAL.
 (N.P.) DENOTES RADIAL.



Donald A. Beaupied

PREPARED BY _____ DATE _____

WARNER, CANTRELL & PADMOS, INC.
 CIVIL ENGINEERS AND LAND SURVEYORS
 38793 GRAND RIVER AVENUE
 FARMINGTON, MICHIGAN 48324

LIBER 10069 PAGE 856

FARMINGTON GLENS SUB'N NO. 3,

PART OF THE S. 1/2 OF SECTION 6, T. 1 N., R. 9 E.

CITY OF FARMINGTON HILLS, OAKLAND COUNTY, MICHIGAN.

SCALE ONE INCH = 80 FEET.



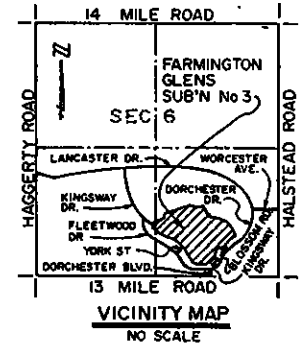
RECORDED RIGHT OF WAY NO. 37427

FARMINGTON GLENS SUB'N NO. 2
LIBER _____ PAGES _____

STONEWOOD PARK NO. 2 (PRIVATE)
N. 63° 28' 27" E. 925.63

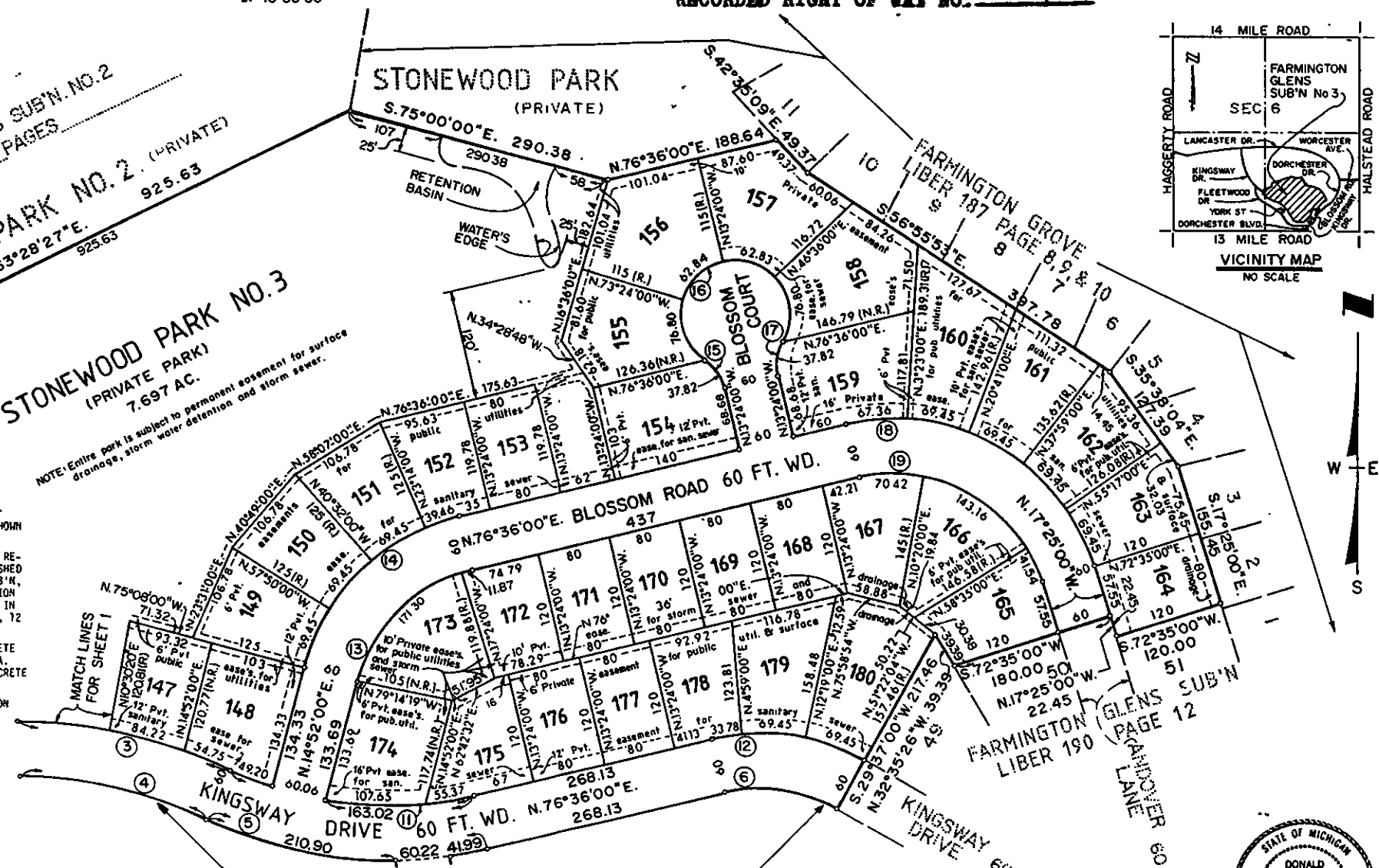
STONEWOOD PARK NO. 3
(PRIVATE PARK)
7.697 AC.

NOTE: Entire park is subject to permanent easement for surface drainage, storm water detention and storm sewer.



PLAT LEGEND:

ALL DIMENSIONS ARE SHOWN IN FEET.
ALL CURVILINEAR DIMENSIONS ARE SHOWN ALONG THE ARC.
BEARINGS HEREON ARE EXPRESSED IN RELATION TO THE PREVIOUSLY ESTABLISHED BEARINGS FOR FARMINGTON GLENS SUB'N, (LOCATED IN THE S.E. 1/4 OF SECTION 6, T. 1 N., R. 9 E. AND RECORDED IN LIBER 90, PLATS, PAGES 9, 10, 11, 12 AND 13).
THE SYMBOL "o" INDICATES A CONCRETE MONUMENT (CONSISTING OF A 1/2" DIA. STEEL ROD ENCASED IN 4" DIA. CONCRETE CYLINDER, 3' LONG).
ALL LOT MARKERS ARE 1/2" DIA. IRON RODS AND ARE 18" LONG.
(R) DENOTES RADIAL.
(N.R.) DENOTES NOT RADIAL.



CURVE DATA

NO.	RADIUS	CENTRAL ANGLE	ARC	CHORD BEARING	CHORD
3	527.50	25°36'00"	235.69	N.77°12'00" W.	233.73
4	467.50	25°36'00"	208.88	N.77°12'00" W.	207.15
5	460.00	39°00'00"	313.11	N.83°54'00" W.	307.10
6	170.00	43°01'00"	127.63	N.81°53'30" W.	124.66
11	400.00	39°00'00"	272.27	N.83°54'00" W.	267.05
12	230.00	43°01'00"	172.68	N.81°53'30" W.	168.65
13	170.00	61°44'00"	183.17	N.45°44'00" E.	174.43

CURVE DATA

NO.	RADIUS	CENTRAL ANGLE	ARC	CHORD BEARING	CHORD
14	230.00	61°44'00"	247.81	N.45°44'00" E.	236.00
15	50.00	43°20'30"	37.82	N.35°04'15" W.	36.93
16	60.00	266°41'00"	279.27	N.76°36'00" E.	87.27
17	50.00	43°20'30"	37.82	N.08°16'15" E.	36.93
18	230.00	85°59'00"	345.16	N.60°24'30" W.	313.67
19	170.00	85°59'00"	255.12	N.60°24'30" W.	231.84



PRELIMINARY DATE _____
 Warner, Cantrell & Padmos, Inc.
 CIVIL ENGINEERS AND LAND SURVEYORS
 2123 GRAND RIVER AVENUE
 FARMINGTON MICHIGAN 48324

**Detroit
Edison**

Oakland Division
30400 Telegraph Road
Birmingham, Michigan 48010
(313) 645-4000
645-4388

June 30, 1987

Farmington Glens Development Co., Inc.
32961 Middlebelt Road
Farmington Hills, MI 48018

Gentlemen:

RE: Farmington Glens Sub. No. 3

Enclosed is the original and one copy of the Right of Way Agreement for the above described project. Please have the original executed and returned to us. The copy should be retained by you for your records.

In order to comply with the recording statutes of the State of Michigan, please have two separate witnesses. The notary can be one of the witnesses. Also, print or type the names of all parties signing the documents, including witnesses, and notary.

Your attention is called to Paragraph No. 4 of this agreement, whereby you would be responsible for any damages which might occur to the Company's underground lines after installation. It is, therefore, extremely important that not only you, but any contractors working for you, exercise due care to avoid any damage.

Prompt return of this instrument, fully completed, will assist in the prompt scheduling of our work to be completed in your project. Please return all documents addressed to: The Detroit Edison Company, 30400 Telegraph Road, Birmingham, Michigan, 48010. Attn: Walter E. Touchie, Room 264.

Sincerely,

Walter E. Touchie

Walter E. Touchie, Representative
Real Estate, Rights of Way & Claims

WET:lh
Enclosures

RECORDED RIGHT OF WAY NO. 37427

